

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO. 09-028
v.	*	SECTION: "B" (2)
TORY T. WILLIAMS a/k/a "Tim Martin" a/k/a "T"	*	VIOLATIONS: 21 U.S.C. § 841(a)(1) 21 U.S.C. § 841(b)(1)(B)
	*	
*	*	*

FACTUAL BASIS

Should this matter proceed to trial, the United States will prove beyond a reasonable doubt, through credible testimony of Special Agents of the U.S. Department of Justice Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), state and local law enforcement agencies, witnesses and the production of reliable evidence, the following facts:

1. September 18, 2008 Buy

The ATF operated a "bogus" store on Oleander Street in the City of New Orleans within the Eastern District of Louisiana for several months in 2008. The defendant, TORY T. WILLIAMS,

a/k/a "Tim Martin" and a/k/a "T" (WILLIAMS), first arrived at the location on September 18, 2008 and approached an undercover officer ("UC"). WILLIAMS asked the UC if he needed a "½" and was advised that he needed a half ounce of "crack" cocaine. WILLIAMS quickly exited the location.

WILLIAMS later returned to advise that he needed a little longer to get the crack cocaine. Undercover Officer 2 ("UC2") inquired to WILLIAMS's identity and WILLIAMS provided his listed telephone number to UC2.

WILLIAMS returned a third time that same day with a clear plastic baggie that contained a white rock like substance that appeared to be crack cocaine. WILLIAMS handed the suspected crack cocaine to UC2. UC2 placed the suspected crack cocaine on a scale. The scale revealed that the suspected crack cocaine weighed approximately 12.9 grams. UC2 agreed to pay WILLIAMS six hundred fifty (\$650.00) dollars for the suspected crack cocaine. WILLIAMS departed shortly after receiving payment for the suspected crack cocaine.

A Louisiana State Police crime laboratory report indicates that the substance WILLIAMS delivered was, in fact, cocaine base or "crack" cocaine, and that it had a net weight of 12.12 grams.

2. September 23, 2008 Buy

On September 23, 2008, WILLIAMS telephonically contacted UC2 and asked him if he could get them "anything." UC2 told WILLIAMS to come to the location to further discuss a potential narcotics purchase.

When WILLIAMS arrived, both UCs advised that they were interested in purchasing several

ounces of crack cocaine. WILLIAMS immediately contacted an unidentified individual telephonically and inquired about the availability of two (2) ounces of crack cocaine. WILLIAMS then left the location.

When WILLIAMS returned to the location later the same day, he handed UC2 two clear plastic baggies that contained a white rock like substance that appeared to be crack cocaine. UC2 placed the two packages on a scale. The scale revealed that the suspected crack cocaine weighed approximately 40.9 grams (13.1 and 27.8 grams respectively). WILLIAMS advised that he wanted two thousand-one hundred fifty (\$2,150.00) dollars for the suspected crack cocaine and UC2 began to negotiate with WILLIAMS on the price. After some discussion, WILLIAMS agreed to accept one thousand-seven hundred (\$1,700.00) dollars for the suspected crack cocaine. WILLIAMS gave the two baggies of the suspected crack cocaine to the UCs in exchange for one thousand-seven hundred (\$1,700.00) dollars and then departed.

A Louisiana State Police crime laboratory report indicates that the substance WILLIAMS delivered was, in fact, cocaine base or “crack” cocaine, and that it had a net weight of 39.11 grams.

Each of WILLIAMS’s above described transactions with UCs were recorded on audio and video and would be introduced into evidence at trial, in addition to the Louisiana State Police crime laboratory reports, the expert testimony of the Louisiana State Police crime laboratory specialist and the cocaine base sold by WILLIAMS on September 18, 2008 and September 23, 2008.

WILLIAMS also admits that on September 18, 2008 and on September 23, 2008, he knowingly and intentionally distributed over five (5) grams of cocaine base or “crack,” a Schedule

II narcotic drug controlled substance, and he acknowledges that said conduct constitutes knowing violations of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

APPROVED AND ACCEPTED:

TORY T. WILLIAMS Date
a/k/a “Tim Martin”
a/k/a “T”
Defendant

JUANA MARINE-LOMBARD Date
Attorney for Defendant

EDWARD J. RIVERA Date
Assistant U.S. Attorney